

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

R & B – Karimnagar District – Sanction of an amount of Rs.11,18,273/- towards payment of decretal charges in O. P. No. 23/99 dt.15-11-2006 for depositing before the Senior Civil Judge Court, Huzurnagar , towards compensation of Land acquired for formation of approaches to the HLB across River Manair near Tanugula(V), Jammikunta (M), Karimnagar District as an advance form contingency fund – Accorded-Orders – Issued.

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TRANSPORT, ROADS AND BUILDINGS (ROADS- III) DEPARTMENT

G.O.Rt.No. 1090

Dated:04-11-2013

Read the following:

1. G.O.Rt.No.610, TR&B (R.III) Dept., dt.24-06-2010.
2. From the E-in-C (R&B) SR, Hyd., letter. No.1167/EE (T)/DEE-7/EE (T)/AE-K/09, dt. 08-06-2012.
3. Govt.Memo.No.6409/R.III(1)/2012, dt.15-04-2013.
4. From the E-in-C (R&B) SR, Hyd., letter. No.1167/EE (T)/DEE-7/EE (T)/AE-K/09, dt. 24-06-2013.

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ORDER:

1. In the G.O. 1<sup>st</sup> read above, orders were issued according sanction for payment of decretal amount of Rs.10,92,735/- for depositing before Senior Civil Judge, Huzurnagar towards compensation of land acquired for formation of approaches to the HLB across River Manair near Tanugula (V), Nammikunta (M), Karimnagar district, as per the enhancement orders of Senior Civil Judge, Huzurabad in OP.No.23/99, dt.15-11-2006.

2. The Engineer – in – Chief (R&B) SR, Hyderabad has stated that The EE (R&B) Peddapally in his letter dated 19.01.2012 has reported that the bill for Rs.10,92,735/- was not paid by the PAO, LMD Colony, Karimnagar on the plea that a separate authorization from Head of Department i.e. Director of Works & Account, A.P. Hyderabad is required and that the LOC issued was lapsed.

3. In the reference 2<sup>nd</sup> read above, the Engineer– in – Chief (R&B) State Roads, Hyderabad has requested to issue modified orders for Rs.14,50,698/- for depositing the same before Senior Civil Judge Court, Huzurabad in OP.No.23/99 dated 15.11.2006 under Contingent Head under Head of Account “5054-COL on Roads & Bridges, 04-District and Other Roads, MH-800- Other Expenditure, GH-11-Normal State Plan, SH(08)-Other roads, 530- Major works, 532-Lands”.

4. In the reference 3<sup>rd</sup> read above, the Engineer– in – Chief (R&B) State Roads, Hyderabad has been requested to verify and confirm whether the decretal amount as proposed is in conformity with the order of the Civil Court in O.P. No.23/99, dated 15.11.2006 for taking further necessary action in the matter.

5. In the letter 4<sup>th</sup> read above, the Engineer– in – Chief (R&B) State Roads, Hyderabad has stated that the Superintending Engineer (R&B) Circle, Karimnagar has informed that there are some discrepancies in the calculations in respect of Award passed and Lower Court orders as stated by the Revenue Divisional Officer, Karimnagar. The Revenue Divisional Officer, Karimnagar stated that the draft notification U/s 4(1) of the L.A has been published DN i.e. on 19.11.1994, wherein the possession has been taken over prior to publication DN i.e. on 01.12.1993. As per guidelines issued by the Government memo 43944/LA(A2)/2007 dt:12.09.2007, where possession is taken prior to 4(1) Notification, no additional Market Value U/s 23(1-A) of the L.A Act shall be payable. The claimants are entitled for payment of interest U/s 34 of the L.A Act only from the date of 4(1)

Notification. However, the claimants are entitled for payment of damages for the period from the date of taking over possession to the date of 4(1) Notification.

6. The Engineer-in-Chief (R&B) State Roads, Hyderabad has requested the Government based on the calculation report of the RDO, Karimnagar, to release an amount of Rs.11,18,273/- under contingent Head of Account "5054-800-11-SH (08) 530, 532 (Land charged) to deposit in the court of Senior Civil Judge, Huzurabad in O.P.No.23/99 and to avoid execution orders in E.P No.70/2008 at an early date and also to cancel the earlier G.O. Rt. No.610, T R&B (R. III) Dept., dated 24.06.2010.

7. Government after careful examination of the matter, hereby accord sanction for an amount of Rs.11,18,273/- (Rupees Eleven lakhs Eighteen thousand Two hundred and Seventy Three only) under contingent Head of Account "5054-800-11-SH (08)-530-532 Lands (charged)" towards payment of decretal charges for depositing before the Court of Senior Civil Judge, Huzurabad in OP. No 23/99, and to avoid execution orders in E.P No.70/2008 duly canceling the earlier orders issued in G.O. Rt. No.610, T,R&B (R. III) Dept., dated 24.06.2010.

8. The amount sanctioned in Para (7) above, shall be debited to the Head of Account "5054 - Capital Out Lay on Roads and Bridges - 04 - District & Other Roads -MH-800-Other Expenditure -GH-11-Normal State Plan - SH (08) - Other Roads - 530 - Major Works -532 - Lands (charged)" and shall initially be met as an advance from the Contingency Fund and orders regarding which will be issued by Finance (BG.1) Department separately.

9. The Engineer-in-Chief (R&B), SR, Hyd., shall take necessary further action accordingly in the matter.

10. The Engineer-in-Chief (R&B), SR, Hyd., shall also send necessary proposals to Finance (BG.1) Department at the appropriate time during the current financial year 2013-14 for obtaining Supplementary Grant to recoup the advance sanction from Contingency Fund. .

11. This order issues with the concurrence of Finance (Exp.Pw) Dept., vide their UO.No.25906/274/Exp.PW.II/13, Dt.31-10-2013.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. SAMBOB  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Engineer-in-Chief (R&B) State Roads, Hyderabad.

Copy to:

The Principal Accountant General, A.P. Hyderabad.

The Pay and Accounts Works, Karimnagar.

The Director of Works Accounts, Hyderabad.

The Execute Engineer (R&B) Karimnagar District.

The Finance (Expr. Pw) Deptt / The Finance (BG-I) Deptt,.

The P.S. to Secy. to C.M.

SF/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER